

2131

#4

with  
Box



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Jennifer Pearson, et al.

Examiner: Unassigned

Application No.: 09/772,347

Art Unit: Unassigned

Filed: January 29, 2001

For: Method And System For Maintaining)  
Login Preferences Information Of )  
Users In A Network-Based )  
Transaction Facility )

Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
APR 17 2002  
Technology Center 2100

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231 on \_\_\_\_

(Date of Deposit)

Michelle Begay

(Typed or printed name of person mailing correspondence)

*Michelle Begay*  
(Signature of person mailing correspondence)

to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

- X   37 C.F.R. §1.97(b).
- 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:
- A statement pursuant to 37 C.F.R. §1.97(e) or
- A check for \$240.00 for the fee under 37 C.F.R. § 1.17(p).
- 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:
- (1) A statement pursuant to 37 C.F.R. §1.97(e);
  - (2) A petition requesting consideration of the Information Disclosure Statement; and
  - (3) A check for \$           for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 4-10, 2002

M. Portnova  
Marina Portnova Reg. No. 45,750

Customer No. 008791  
12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, CA 90025-1026  
(408) 720-8598

Please type a plus sign (+) inside this box.

PTO/SB/08A (10-96)  
Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		<i>Complete if Known</i>	
		Application Number	09/772,347
		Filing Date	January 29, 2001
		First Named Inventor	Jennifer Pearson, et al.
		Group Art Unit	Unassigned
Examiner Name	Unassigned	<b>RECEIVED</b> <b>APR 17 2002</b> Technology Center 2100	
Attorney Docket Number	003801.P038		
Sheet	1	of	

U.S. PATENT DOCUMENTS					
Examiner Initials *		U.S. Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate
		Number			
		3,581,072	Nymayer	5/25/1971	3/28/1968
		3,573,747	Adams, et al.	4/6/1971	2/24/1969
		4,412,287	Braddock, III	10/25/1983	9/15/1982
		4,674,044	Kalmus, et al.	4/16/1997	1/30/1985
		4,677,552	Sibley, Jr.	6/30/1987	10/5/1984
		4,789,928	Fujisaki	12/6/1988	1/30/1987
		4,799,156	Shavit, et al.	1/17/1989	10/1/1986
		4,823,265	Nelson	4/18/1989	5/11/1987
		4,903,201	Wagner	2/20/1990	11/3/1983
		5,063,507	Lindsey, et al.	11/5/1991	9/14/1990
		5,077,665	Sliverman, et al.	12/31/1991	5/25/1989
		5,101,353	Lupien, et al.	3/31/1992	5/31/1989

FOREIGN PATENT DOCUMENTS							
Examiner Initials *		Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
		Office or Country	Number	Date			
		PCT	WO 92/15174	2/25/1992	Beaumont-Maxin International	9/3/1992	
		PCT	WO 96/34356	4/26/1996	Fleanet, Inc.	10/31/1996	
		PCT	WO 97/37315	3/19/1997	Onsale, Inc.	10/9/1997	

OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	MALONE, TW; YATES, J; et al., "Electronic Markets and Electronic Hierarchies", <u>Communications - of the ACM</u> , June 1987, Pages 484-497, Vol. 30, No. 6, USA	
	WARBELOW, A; KOKURYO, J, "Aucnet: TV Auction Network System". <u>Harvard Business School Case/Study</u> , July 1989, Pages 1-15, HBVR# 9-190-001, USA	
	"Personal Optimized Decision/Transaction Program", <u>IBM Technocal Disclosure Bulletin</u> , January 1995, Pages 83-84, Vol. 38, No. 1, USA	
	NEO, BS, "The implementation of an electronic market for pig trading in Singapore", <u>Journal of Strategic Information Systems</u> , December 1992, pages 278-288, Vol 1, No. 5	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Please type a plus sign (+) inside this box.

Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/08A (10-96)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO (Modified by BSTZ 6/30/99)			Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			Application Number	09/772,347
			Filing Date	January 29, 2001
			First Named Inventor	Jennifer Pearson, et al.
			Group Art Unit	Unassigned
			Examiner Name	Unassigned
Sheet 2 of		Attorney Docket Number	003801.P038	

RECEIVED  
APR 17 2002  
Technology Center 2100

U.S. PATENT DOCUMENTS					
Examiner Initials *		U.S. Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate
		Number			
		5,136,501	Silverman, et al.	8/4/1992	5/26/1989
		5,168,446	Wiseman	12/1/1992	5/23/1989
		5,243,515	Lee	9/7/1993	10/30/1990
		5,258,908	Hartheimer, et al.	11/2/1993	11/2/1990
		5,280,422	Moe, et al.	1/18/1994	11/5/1990
		5,297,031	Guttermann, et al.	3/22/1994	3/6/1990
		5,297,032	Trojan, et al.	3/22/1994	2/1/1991
		5,305,200	Hartheimer, et al.	4/19/1994	11/2/1990
		5,325,297	Bird, et al.	6/28/1994	6/25/1992
		5,329,589	Fraser, et al.	7/12/1994	6/3/1993
		5,375,055	Togher, et al.	12/20/1994	2/3/1992
		5,394,324	Clearwater	2/28/1995	12/8/1993

FOREIGN PATENT DOCUMENTS					
Examiner Initials *	Foreign Patent Document			Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
	Office or Country	Number	Date		
	Netherland	9300266	2.10.1993		
	France	2658635-A1	2.6.1991		
	Canada	2,253,543	3/19/1997		Yes

OTHER DOCUMENTS			
Examiner Initials *		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
		ROCKOFF, TE; GROVES, M., "Design of an Internet-based system for remote Dutch auctions", <u>Internet Research - Electronic Networking Applications and Policy</u> , January 1, 1995, Vol 5, No. 4, Pages 10-16	
		MASSIMB, MN; PHELPS, BD, "Electronic Trading, Market Structure and Liquidity", <u>Financial Analysts Journal</u> , January - February 1994, Vol 50, No. 1, Pages 39-50, Charlottesville, Virginia	
		POST, DL; COPPINGER, SS, et al., "Application of Auctions as a Pricing Mechanism for the Interchange of Electric Power", <u>IEEE Transactions on Power Systems</u> , August 1995, Pages 1580-1584, Vol. 10, No. 3	
		HESS, CM; KEMERER, CF., "Computerized Loan Organization System: An Industry Case Study of the Electronic Markets Hypothesis", <u>MIS Quarterly</u> , September 1994, Vol. 18, No 3, Pages 251-274	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

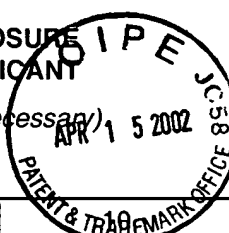
Please type a plus sign (+) inside this box

Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/08A (10-96)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<i>Complete if Known</i>	
		<b>Application Number</b>	09/772,347
		<b>Filing Date</b>	January 29, 2001
		<b>First Named Inventor</b>	Jennifer Pearson, et al.
		<b>Group Art Unit</b>	Unassigned
		<b>Examiner Name</b>	Unassigned
<b>Attorney Docket Number</b>	003801.P038		
Sheet	3	of	



**RECEIVED**  
APR 17 2002  
Technology Center 2100

U.S. PATENT DOCUMENTS				
Examiner Initials *	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate
	5,426,281	Abecassis	6/20/1995	10/29/1993
	5,553,145	Micali	9/3/1996	8/4/1995
	5,640,569	Miller, et al.	6/17/1997	4/28/1995
	5,664,115	Fraser	9/2/1997	6/7/1995
	5,689,652	Lupien, et al.	11/18/1997	4/27/1995
	5,710,889	Clark, et al.	1/20/1998	6/7/1995
	5,715,402	Popolo	2/3/1998	11/9/1995
	5,717,989	Tozzoli, et al.	2/10/1998	10/13/1994
	5,727,165	Ordish, et al.	3/10/1998	12/27/1994
	5,794,219	Brown	8/11/1998	2/20/1996
	5,818,914	Fujisaki	10/6/1998	3/27/1995
	5,826,244	Huberman	10/20/1998	8/23/1995

FOREIGN PATENT DOCUMENTS							
Examiner Initials *		Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
		Office or Country	Number	Date			

OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	RECK, Martin, "Formally Specifying and Automated Trade Execution System", <u>Journal of Systems and Software</u> , 1993, Pages 245-252, Vol. 21, Elsevier Science Publishing Co., Inc. New York, Ny.	
	"Anonymous Delivery of Goods in Electronic Commerce", <u>IBM Technocal Disclosure Bulletin</u> , March 1996, Pages 363-366, Vol. 39, No. 3	
	LEE, G., " Electronic Brokerage and Electronic Auction: The Impact of IT on Market Structures", <u>Proceedings of the 29th HICSS</u> , 1996, Pages 397-406, Vol. IV	
	CLEMINIS, E; WEBER, B., "Evaluating the Prospects for Alternative Electronic Securities Markets", <u>International Conference on Information Systems</u> , 1991, Pages 53-61, Vol 12	

Examiner Signature	Date Considered
--------------------	-----------------

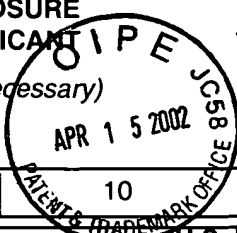
\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Please type a plus sign (+) inside this box

PTO/SB/08A (10-96)  
Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)			<i>Complete if Known</i>		
			Application Number	09/772,347	
			Filing Date	January 29, 2001	
			First Named Inventor	Jennifer Pearson, et al.	
			Group Art Unit	Unassigned	
			Examiner Name	Unassigned	
Attorney Docket Number	003801.P038				
Sheet	4	of	10		



RECEIVED

APR 17 2002

Technology Center 2100

U.S. PATENT DOCUMENTS					
Examiner Initials *		U.S.Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate
		Number			
		5,835,896	Fisher, et al.	11/10/1998	3/29/1996
		5,845,266	Lupien, et al.	12/1/1998	12/12/1995
		5,850,442	Muftic	12/15/1998	3/26/1996

FOREIGN PATENT DOCUMENTS						
Examiner Initials *	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
	Office or Country	Number	Date			

OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	MARDESICH, J., "Onsale Takes Auction gavel electronic", <u>Computer Reseller News</u> , July 8, 1996, Page 2 continued on Page 32, Mountain View, California.	
	"Onsale joins fray as online shopping picks up speed: Internet Booms", <u>Computer Reseller News</u> , June 5, 1995, Page 73, CMP Publications, Inc., USA.	
	SIEGMANN, KEN, "Nowhere to go but up", <u>PC Week</u> , October 23, 1995, Page 1-3, Vol. 12, No. 42, Ziff-Davis Publishing Company	
	"Onsale: Onsale Brings Thrill of Auctions and Bargain Hunting Online; Unique Internet retail service debuts with week-long charity auction for the Computer Museum in Boston", May 24, 1995, Pages 3	

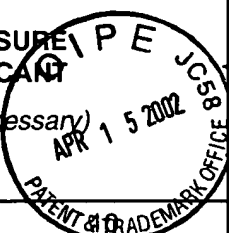
Examiner Signature	Date Considered
-----------------------	--------------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Please type a plus sign (+) inside this box

PTO/SB/08A (10-96)  
Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			<b>Complete if Known</b>		
			<b>Application Number</b>	09/772,347	
			<b>Filing Date</b>	January 29, 2001	
			<b>First Named Inventor</b>	Jennifer Pearson, et al.	
			<b>Group Art Unit</b>	Unassigned	
			<b>Examiner Name</b>	Unassigned	
<b>Attorney Docket Number</b>	003801.P038				
Sheet	5	of			

**RECEIVED**

APR 17 2002

Technology Center 2100

U.S. PATENT DOCUMENTS					
Examiner Initials *		U.S.Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate
		Number			

FOREIGN PATENT DOCUMENTS					
Examiner Initials *		Foreign Patent Document			Translation? Yes/No
		Office or Country	Number	Date	

OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	SCHMID, BF., "The Development of Electronic Commerce", <u>Newsletter of the Competence Centre Electronic Markets</u> , October 1993, No. 9/10	
	TJOSTHEIM, I; EIDE, J., "A case study of an on-line auction for the World Wide Web", <u>Norwegian Computing Center</u> , No Date Given, Pages 1-10	
	GRAHAM, I., "The Emergence of Linked Fish Markets in Europe", <u>Focus Theme</u> , No Date Given, Pages 1-4	
	RECK, Martin., "Trading-Process Characteristics of Electronic Auctions", <u>Focus Theme</u> , No Date Given, Pages 1-7	

Examiner Signature	Date Considered	
--------------------	-----------------	--

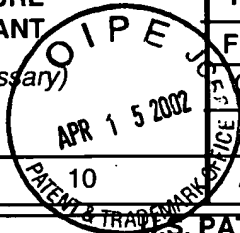
\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Please type a plus sign (+) inside this box.

PTO/SB/08A (10-96)  
Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>			<i>Complete if Known</i>		
			<b>Application Number</b>	09/772,347	
			<b>Filing Date</b>	January 29, 2001	
			<b>First Named Inventor</b>	Jennifer Pearson, et al.	
			<b>Group Art Unit</b>	Unassigned	
			<b>Examiner Name</b>	Unassigned	
<b>Attorney Docket Number</b>	003801.P038				
Sheet	6	of	10		



**RECEIVED**

**APR 17 2002**

*Technology Center 2100*

U.S. PATENT DOCUMENTS				
Examiner Initials *	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate

FOREIGN PATENT DOCUMENTS							
Examiner Initials *		Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
		Office or Country	Number	Date			

OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	VAN HECK, E; RIBBERS, PM., "Experiences with Electronic Auctions in the Dutch Flower Industry", <u>Focus Theme</u> , No Date Given, Pages 1-6	
	LEE, HG., "Aucnet: Electronic Intermediary for Used-car Transactions", <u>Focus Theme</u> , No Date Given, Pages 1-5	
	KLEIN, S., "Introduction to Electronic Auctions", <u>Focus Theme</u> , No Date Given, Pages 1-4	
	TURBAN, E., "Auctions and Bidding on the Internet an Assessment", <u>Focus Theme</u> , No Date Given, Pages 1-5	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Please type a plus sign (+) inside this box.

PTO/SB/08A (10-96)  
Approved for use through 10/31/99. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form <b>1449A/PTO</b> (Modified by BSTZ 6/30/99)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			<i>Complete if Known</i>		
			Application Number	09/772,347	
			Filing Date	January 29, 2001	
			First Named Inventor	Jennifer Pearson, et al.	
			Group Art Unit	Unassigned	
Examiner Name	Unassigned				
Attorney Docket Number	003801.P038				
Sheet	7	of			

U.S. PATENT DOCUMENTS				
Examiner Initials *	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Filing Date if Appropriate

FOREIGN PATENT DOCUMENTS							
Examiner Initials *		Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation? Yes/No
		Office or Country	Number	Date			

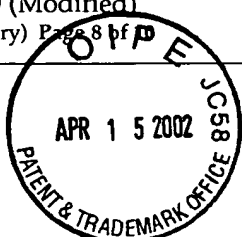
OTHER DOCUMENTS		
Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published (if known).	Translation? Yes/No
	ZWASS, VLADIMIR., "Electronic Commerce: Structures and Issues", <u>International Journal of Electronic Commerce</u> , Fall 1996, Pages 3-23, Vol, 1, No. 1	

Examiner Signature	Date Considered
-----------------------	--------------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

#4

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary) Page 8 of 8	Attorney Docket No.: 003801.P038	Application Number: 09/772,347
	First Named Inventor:	Jennifer Pearson, et al.
	Filing Date:	January 29, 2001



## U.S. PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (If known)			
		4,864,516		Gaither et al.	09-05-1989	
		5,205,200		Wright	04-27-1993	
		5,485,510		Colbert	01-16-1996	
		5,557,728		Garrett et al.	09-17-1996	
		5,598,557		Doner et al.	01-28-1997	
		5,657,389		Houvener	08-12-1997	
		5,694,546		Reisman	12-02-1997	
		5,706,457		Dwyer et al.	01-06-1998	
		5,715,314		Payne et al.	02-03-1998	
		5,771,291		Newton et al.	06-23-1998	
		5,771,380		Tanaka et al.	06-23-1998	

 RECEIVED  
 APR 17 2002  
 Technology Center 2100

## FOREIGN PATENT DOCUMENTS

Exam. Initial*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (If known)				
		WIPO	WO 99/63461	A1	Dinwoodie, David	12-09-1999		
		WIPO	PCT/US 01/12398	Int'l. Search Report	eBay, Inc.	08-27-2001		

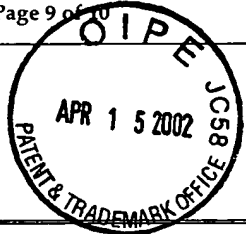
Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#4

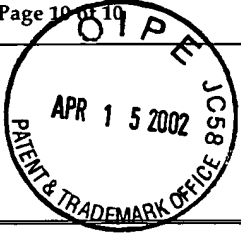
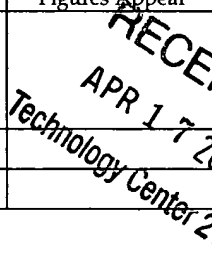
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary) Page 9 of 10				Attorney Docket No.: 003801.P038		Application Number: 09/772,347	
				First Named Inventor: Jennifer Pearson, et al.			
				Filing Date: January 29, 2001			
<b>U.S. PATENT DOCUMENTS</b>							
Exam. Initial*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code <sup>2</sup> (If known)				
		5,799,285		Klingman	08-25-1998		
		5,803,500		Mossberg	09-08-1998		
		5,845,265		Woolston	12-01-1998		
		5,872,848		Romney et al.	02-16-1999		
		5,873,069		Reuhl et al.	02-16-1999		
		5,884,056		Steele	03-16-1999		
		5,890,138		Godin et al.	03-30-1999		
		5,905,974		Fraser et al.	05-18-1999		
		5,905,975		Ausubel	05-18-1999		
		5,922,074		Richard et al.	07-13-1999		
		5,926,794		Fethe	07-20-1999		
		5,991,739		Cupps et al.	11-23-1999		
		6,035,288		Solomon	03-07-2000		
		6,035,402		Vaeth et al.	03-07-2000		
		6,044,363		Mori et al.	03-28-2000		
		6,055,518		Franklin et al.	04-25-2000		
		6,058,417		Hess et al.	05-02-2000		
		6,073,117		Oyanagi et al.	06-06-2000		
		6,085,176		Woolston	07-04-2000		
<b>OTHER ART - NO PATENT LITERATURE DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume- issue number(s), publisher, city and/or country where published					Translation <sup>2</sup>
Examiner Signature					Date Considered		

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#4

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary) Page 10 of 10				Attorney Docket No.: 003801.P038		Application Number: 09/772,347	
				First Named Inventor: Jennifer Pearson, et al.			
				Filing Date: January 29, 2001			
<b>U.S. PATENT DOCUMENTS</b>							
Exam. Initial*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code <sup>2</sup> (If known)				
		6,104,815		Alcorn et al.	08-15-2000		
		6,202,051		Woolston	07-13-2001		
		6,266,651		Woolston	07-24-2001		
<b>OTHER ART - NO PATENT LITERATURE DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published				Translation <sup>2</sup>	
		BUSINESS EDITORS, "Mediappraise: Mediappraise Receives National Award for Web-Based Technology That Enables Companies to Solve Thorny HR Problems," 12/14/98, 2 pgs., <a href="http://www.businesswire.com">www.businesswire.com</a> .					
		BUSINESS EDITORS/COMPUTER WRITERS, "ONSALE: ONSALE Brings Thrill of Auctions and Bargain Hunting Online; Unique Internet Retail Service Debuts With Week-Long Charity Auction For The Computer Museum in Boston," 5/24/95, 3 pgs., <a href="http://www.dialogweb.com/cgi/dwclient?dwcommand=DWEBPRINT%20810-489267">http://www.dialogweb.com/cgi/dwclient?dwcommand=DWEBPRINT%20810-489267</a>					
		MEADE, J., "Visual 360: A Performance Appraisal System That's 'Fun' (Evaluation)," HRMagazine, 44, 7, 2 pgs., July 1999, Society for Human Resource Management.					
		PREIST, C., et al., "Adaptive Agents in a Persistent Shout Double Auction," Proceedings, 1 <sup>st</sup> International Conf. on Information and Computation Economies, October 25-28, 1998, pgs. 11-18, Charleston, N.C.					
		RESNICK, P., et al., "Reputation Systems," December 2000, Assoc. for Computing Machinery, Communications of the ACM, vol. 43, n. 12, 4 pgs.					
Examiner Signature					Date Considered		

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.